@ 001

PAUL J. MAGINOT HAROLD C. MOORE MICHAEL D. BECK DAVID M. LOCKMAN A DAVID B. QUICK JAMES D. WOOD RUSSELL E. FOWLER II

O GEORGIA & OHIG BARS ALSO

MAGINOT, MOORE & BECK LLP

MAGINOT MOORE & BECK

PATENT AND TRADEMARK ATTORNEYS

BANK ONE CENTER/TOWER 111 MONUMENT CIRCLE, SUITE 3000 INDIANAPOLIS, INDIANA 46204-5115

> TELEPHONE (317) 638-2922 FACSIMILE (317) 638-2139

RECEIVED **CENTRAL FAX CENTER**

MAY 0 2 2005

FACSIMILE COVER SHEET

<u>To: と></u>	-AMINER	NEIL S. L	EYY	
Fax #: 7	03-872	-9306		
Company:	USPTO	AU 16	5/6	
From:	MICHAEL	BECK		
Date:	MAYZ.	2005		
Number of I	Pages: 6	(including cove	r sheet)	
MESSAGE:	•	+0 Notice	of Non-Complia	rce

The information contained in this facsimile message is privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of the communication is strictly prohibited. If you receive the communication in error, please immediately notify this office by collect telephone call and return the original message to this office at the address shown above via United States Postal Service. Thank you for your cooperation.

RECEIVED CENTRAL FAX CENTER

MAY 0 2 2005

1938-0002DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of Application for Steven P. Wharton) Art Unit: 1616
Application No.: 10/616,110) Examiner: Neil S. Levy
Filed: July 9, 2003) Confirmation No.: 1680
Title: COMPOSITIONS FOR MOLE)) April 4, 2005

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

MAIL STOP AMENDMENT Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant filed an amendment and response, on April 4, 2005, to an Office Action dated January 4, 2005. A Notice of Non-Compliant Amendment was issued on April 19, 2005. However, the Notice did not indicate any particular defect in Applicant's prior amendment. For the purposes of this response, Applicant has assumed that the purported non-compliance was in the listing of the claims, and has thus provided a new listing of the claims.

This response is being filed within the one-month period provided for response (to and including May 19, 2005), so no fees are believed to be due. However, in the event that an extension of time is necessary, it is requested that the Commissioner provide such an extension and withdraw the necessary fees (excluding issue fee) from Deposit Account 13-0014.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office on May 2, 2005 to the central facsimile number 703-872-9306.

Signature

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.